

The Acting CHAIRMAN. The gentleman will suspend.

The gentleman from Illinois will state his point of order.

Mr. JACKSON of Illinois. The majority has accepted the McHenry amendment and the minority continues to engage in irrelevant debate about the SCHIP program in another bill for another day.

The Acting CHAIRMAN. The gentleman from Arizona must confine his remarks to the pending question.

The gentleman may proceed.

#### PARLIAMENTARY INQUIRY

Mr. SHADEGG. Parliamentary inquiry.

The Acting CHAIRMAN. The gentleman may state his parliamentary inquiry.

Mr. SHADEGG. I presume I can state my reason for supporting the amendment; is that correct?

The Acting CHAIRMAN. The gentleman must keep his remarks to the pending question, and there must be a nexus between the pending question and broader policy issues.

The gentleman may proceed.

Mr. SHADEGG. And I will continue to say that a \$15 billion cut in skilled nursing facilities is, from my perspective, a bad idea, much worse than a \$101,000 cut from the Secretary's budget. And, therefore, I rise in strong support of the McHenry amendment because I don't want to see skilled nursing cut as the Democrats propose to do in their SCHIP bill.

I support the McHenry amendment which would cut \$101,000 from the Secretary's budget because I don't support cutting rehabilitation facilities as the Democrats would do in their SCHIP bill.

Indeed, I would much prefer to cut \$100,000 from the Secretary's budget than to cut, as the Democrats do in their SCHIP bill, rehabilitation facilities.

#### POINT OF ORDER

Mr. JACKSON of Illinois. Point of order.

The Acting CHAIRMAN. The gentleman will suspend.

The gentleman from Illinois will state his point of order.

Mr. JACKSON of Illinois. Madam Chairman, the majority has accepted the McHenry amendment and the minority continues to engage in irrelevant debate about a piece of legislation that will come up in a few days. We are discussing the Agriculture appropriations bill.

The Acting CHAIRMAN. The gentleman must confine his remarks to the pending question.

The gentleman may proceed.

Mr. SHADEGG. As I believe I have, quite skillfully.

I do rise in very strong support of the McHenry amendment because I believe that cutting the Secretary's budget is a much better idea than cutting skilled nursing facilities.

I believe it is a much better idea than cutting long-term hospital facilities, as

the Democrats do in their SCHIP bill. And I think it would be much better to cut \$100,000 from the Secretary of Agriculture's administrative budget than to cut, as the Democrats do, funding for long-term care by hospitals.

It seems to me this is a simple debate: Where do we cut? I would much rather cut \$100,000 from the budget of the Office of the Secretary than to cut \$9 billion from Medicare plan B, including payments for oxygen, as the Democrats do in their SCHIP bill. It seems to me that kind of cut in their SCHIP bill is a bad idea. I would rather support the gentleman's amendment.

#### POINT OF ORDER

Mr. JACKSON of Illinois. Point of order.

The Acting CHAIRMAN. The gentleman from Illinois will state his point of order.

Mr. JACKSON of Illinois. Madam Chairman, the gentleman sounds like a broken record. The majority has accepted the McHenry amendment and the minority continues to engage in irrelevant debate.

The Acting CHAIRMAN. The gentleman from Illinois will state his point of order.

Mr. JACKSON of Illinois. The majority has accepted the McHenry amendment, and the minority continues to engage in irrelevant debate.

The Acting CHAIRMAN. Is the gentleman making a point of order that the debate is irrelevant?

Mr. JACKSON of Illinois. I am making the point of order that the debate is absolutely irrelevant.

The Acting CHAIRMAN. The gentleman is correct. The gentleman from Arizona must confine his remarks to the pending question.

Mr. SHADEGG. Madam Chairman, I seek a clarification. What was the ruling of the Chair?

The Acting CHAIRMAN. The point of order is correct. The gentleman from Arizona must confine his remarks to the pending question.

Mr. SHADEGG. Precisely how did my remarks not—

The Acting CHAIRMAN. The pending question is the amendment by Mr. MCHENRY of North Carolina to the amendment by the gentleman from Georgia. That is the pending question.

Mr. SHADEGG. And I thank the Chairman for her ruling, and I am pleased to say that each of my points have tried to explain that I support, adamantly support the amendment by the gentleman to cut \$100,000 from the Secretary's budget because I don't favor these other cuts. I don't favor cutting the funding for end-stage renal disease programs. I would much rather cut the Department of Agriculture administrative budget than do as the Democrats would in their SCHIP bill, cut \$3.6 billion from the end-stage renal disease program.

It seems to me that the amendment of the gentleman from North Carolina to cut \$100,000 from the administrative budget of the Secretary is a much-pref-

erable method to achieve the savings that we need. In each of these instances, I believe that cutting the Secretary's budget would make much more sense than cutting the Medicare program.

I have constituents in my district who would much rather see us cut the Ag budget than see us cut Medicare or see us cut end-stage renal disease or than see us cut oxygen therapy as is all done in the Democrats' SCHIP bill. For all of those reasons, I believe it is very important that we support the gentleman's amendment.

#### POINT OF ORDER

Mr. JACKSON of Illinois. Point of order.

The Acting CHAIRMAN. The gentleman from Illinois may state his point of order.

Mr. JACKSON of Illinois. The minority continues to engage in irrelevant debate.

Mr. SHADEGG. There is nothing irrelevant about it.

The Acting CHAIRMAN. The gentleman from Arizona will suspend.

Does the gentleman make a point of order that the debate is irrelevant?

Mr. JACKSON of Illinois. I make the point of order that the debate is irrelevant.

The Acting CHAIRMAN. The gentleman is correct. The gentleman from Arizona must confine his remarks to the pending question.

Mr. SHADEGG. I appeal the ruling of the Chair.

The Acting CHAIRMAN. The question is: Shall the decision of the Chair stand as the judgment of the Committee?

The question was taken; and the Acting Chairman announced that the ayes appeared to have it.

#### RECORDED VOTE

Mr. SHADEGG. Madam Chairman, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 220, noes 178, not voting 39, as follows:

[Roll No. 777]

#### AYES—220

Abercrombie	Carnahan	Donnelly
Ackerman	Carney	Edwards
Altmire	Carson	Ellison
Andrews	Castor	Ellsworth
Arcuri	Chandler	Emanuel
Baca	Christensen	Engel
Baird	Clay	Eshoo
Baldwin	Cleaver	Etheridge
Barrow	Clyburn	Faleomavaega
Bean	Conyers	Farr
Becerra	Cooper	Fattah
Berkley	Costa	Filner
Berman	Costello	Frank (MA)
Berry	Courtney	Giffords
Bishop (GA)	Cramer	Gillibrand
Bishop (NY)	Crowley	Gonzalez
Blumenauer	Cuellar	Gordon
Bordallo	Cummings	Green, Al
Boren	Davis (AL)	Green, Gene
Boswell	Davis (CA)	Grijalva
Boyd (FL)	Davis (IL)	Gutierrez
Boyd (KS)	Davis, Lincoln	Hall (NY)
Brady (PA)	DeGette	Hare
Brown, Corrine	Delahunt	Harman
Butterfield	DeLauro	Hastings (FL)
Capps	Dingell	Herseth Sandlin
Capuano	Doggett	Higgins